

## Remarks

### Status of the Claims

Claims 1-62 are pending in the application. All claims stand rejected. By this paper, claims 1, 21, and 31 have been amended. Claims 5 and 35 have been cancelled. For the reasons set forth below, Applicant submits that each of the pending claims is patentably distinct from the cited prior art and therefore reconsideration of the claims is respectfully requested.

### Claim Objections/Rejections

Claim 31 is objected to for lack of proper antecedent basis.

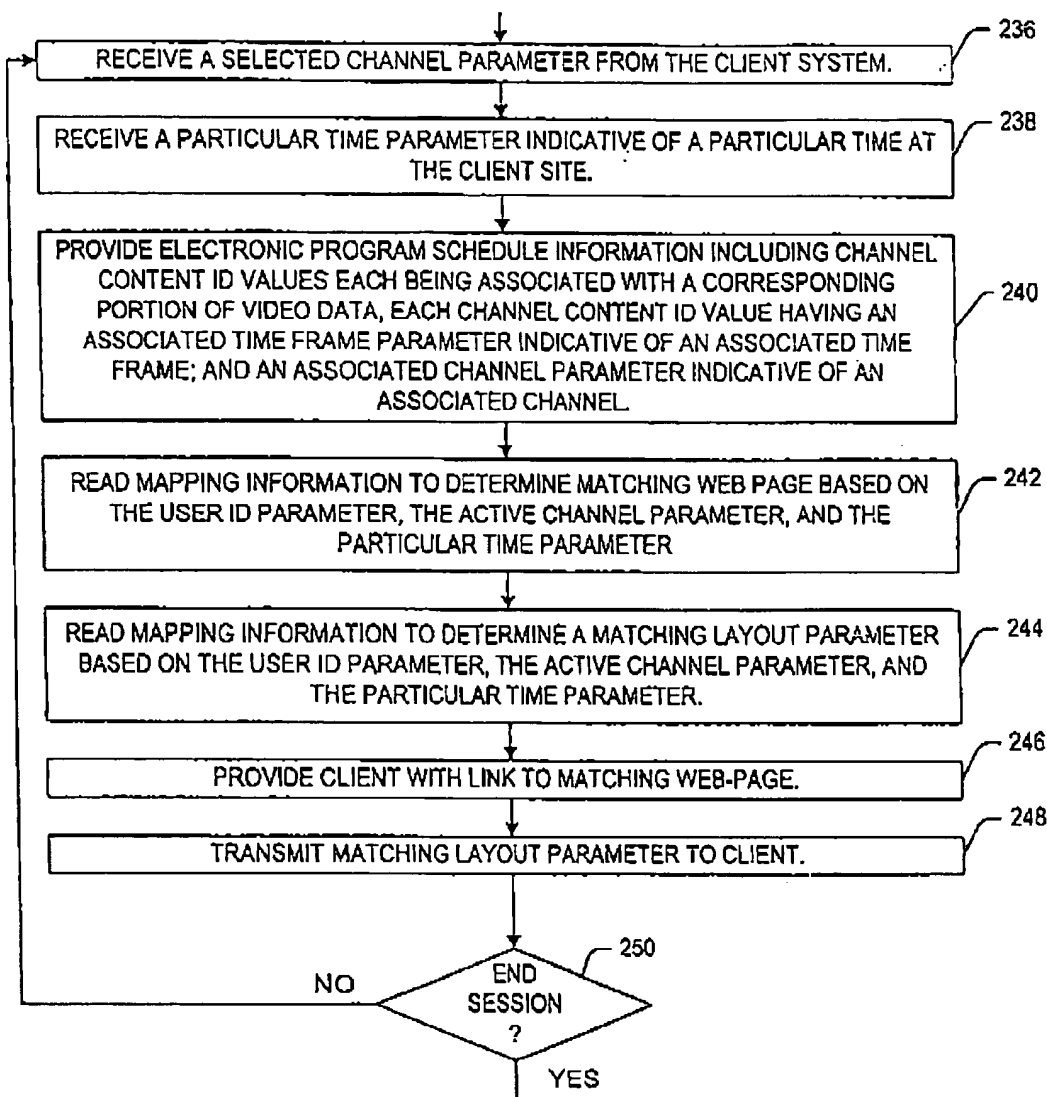
Claims 1-3, 6-8, 10, 14, 15, 22, and 23 stand rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,809,471 issued to Brodsky ("Brodsky"). Claims 61 and 62 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Brodsky. Claim 4 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Brodsky in view of U.S. Patent No. 6,184,877 issued to Dodson et al. ("Dodson"). Claims 5, 9, 11-13, 21, 24, 26, 28, 29, 31-33, 35, 36-45, 51-54 and 56-59 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Brodsky in view of U.S. Patent No. 6,326,982 issued to Wu et al. ("Wu"). Claim 34 is rejected under 35 U.S.C. 103(a) as being unpatentable over Brodsky in view of Wu, and in further view of Dodson. Claims 16-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Brodsky in view of the cited "Encyclopedia Britannica Online" article, and in further view of U.S. Patent No. 5,918,013 issued to Mighdoll et al. ("Mighdoll"). Claims 24, 25 27 and 30 are rejected under 35 U.S.C. 103(a) as being

unpatentable over Brodsky in view of U.S. Patent No. 6,374,237 issued to Reese ("Reese"). Claims 46-50 are rejected under 35 U.S.C. 103(a) as being unpatentable over Brodsky in view of Wu, and in further view of Mighdoll. Claims 55 and 60 are rejected under 35 U.S.C. 103(a) as being unpatentable over Brodsky in view of Wu, and in further view of Reese.

The cited references fail to teach or suggest obtaining contextual information in response to detecting a channel change.

Both of the pending independent claims—claims 1 and 31—have been amended to recite that contextual information is obtained in response to detecting a channel change. This limitation is not disclosed or suggested by any of the cited references, whether considered alone or in combination.

The Examiner suggested that Wu discloses the retrieval of supplemental content in response to a channel change, and has cited Wu at col. 11, lines 3-17, in support of this proposition. A close examination of Wu, however, reveals that Wu's disclosure is entirely inadequate to meet this limitation. In the portion of Wu cited by the Examiner, the steps set forth in Figure 9B are referenced. Figure 9B includes a looped sequence of steps—steps 236 through 250—that are performed in order to provide one or more Web pages to a client. This looped sequence of steps has been cut out of Figure 9B and presented below for the Examiner's convenience.



In steps 236 and 238, channel and time parameters are received from the client. In other words, the system looks at what channel is being viewed and what time the channel is being viewed. These parameters are then compared with stored tables of such information to find a match. See col. 10, lines 22-36; FIG. 9B. One or more Web pages may then be identified and provided to the client by matching parameters received from the client to information in stored tables. See col. 10, lines

45-50; FIG. 9B. This sequence repeats itself until it is determined that the current session has been ended. Col. 11, lines 11-14 (“[I]f it is determined at 250 that the current session is not ended, the sub-process proceeds back to step 236 and execute steps 236 through 248 again.”). The process therefore runs and repeats itself constantly while a user is viewing television programming.

As pointed out by the Examiner, Wu states that, through the process illustrated in Figure 9B, “the system is able to provide new links to new Web pages associated with corresponding new portions of video data received **when** the user selects a new channel . . . .” Col. 11, lines 14-17 (emphasis added). However, it is clear from the context of Wu that its use of the word “when” in this sentence **does not** mean that the system obtains contextual information **in response to** a channel change. Instead, this passage of Wu means that, at some point following a user’s selection of a new channel, the system will provide links to Web pages “associated with corresponding new portion of video data.”

As set forth above, Wu’s contextual information (Web pages) are provided by setting up a looped sequence of steps that repeatedly queries the client system for channel and time parameters—*i.e.*, it checks the client system to see which channel is being displayed and at what time. These parameters are then compared with stored tables in order to identify the corresponding Web pages. There is no indication whatsoever in Wu that contextual information is obtained in response to, as opposed to at some unspecified time after, a channel change. In Wu, contextual information may be obtained, depending on the speed or frequency with which the looped sequence is performed, following the change of a channel, but the change of

a channel itself does not trigger the device to obtain such information (*i.e.*, "in response to"). Accordingly, Wu fails to meet each of the limitations in either of the pending independent claims, as amended.

Claims 1 and 31 are therefore patentably distinct over the cited references, alone or in combination. Each of the remaining claims depend, directly or indirectly, from these claims and are likewise patentably distinct for at least the same reasons.

### Conclusion

In view of the foregoing, Applicant respectfully submits that claims 1-62, as amended, are patentably distinct over the cited references. A Notice of Allowance is respectfully requested.

Respectfully submitted,

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